

House File 488 - Introduced

HOUSE FILE _____
BY JACOBY, McCARTHY, and
HEATON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act concerning employment protection for members of the
2 national disaster medical system and providing an effective
3 date and applicability provision.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2573HH 82
6 ec/gg/14

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1 1 Section 1. Section 29A.28, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. All officers and employees of the state, or a
1 4 subdivision thereof, or a municipality other than employees
1 5 employed temporarily for six months or less, who are members
1 6 of the national guard, organized reserves or any component
1 7 part of the military, naval, or air forces or nurse corps of
1 8 this state or nation, or who are or may be otherwise inducted
1 9 into the military service of this state or of the United
1 10 States, or who are members of the civil air patrol, shall,
1 11 when ordered by proper authority to state active duty, state
1 12 military service, or federal service, or when performing a
1 13 civil air patrol mission pursuant to section 29A.3A, be
1 14 entitled to a leave of absence from such civil employment for
1 15 the period of state active duty, state military service,
1 16 federal service, or civil air patrol duty without loss of
1 17 status or efficiency rating, and without loss of pay during
1 18 the first thirty days of such leave of absence. Where state
1 19 active duty, state military service, federal service, or civil
1 20 air patrol duty is for a period of less than thirty days, a
1 21 leave of absence under this section shall only be required for
1 22 those days that the civil employee would normally perform
1 23 services for the state, subdivision of the state, or a
1 24 municipality. The provisions of this section shall also apply
1 25 to a leave of absence by a member of the national disaster
1 26 medical system of the United States when activated for federal
1 27 service with the system.

1 28 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
1 29 immediate importance, takes effect upon enactment and is
1 30 applicable on and after that date.

1 31 Sec. 3. IMPLEMENTATION OF ACT. Section 25B.2, subsection
1 32 3, Code 2007, shall not apply to this Act.

1 33 EXPLANATION

1 34 This bill provides that the leave of absence protections
1 35 applicable to members of the military who are activated for
2 1 military service shall also apply to members of the national
2 2 disaster medical system of the United States when they are
2 3 called to federal service. Current law, made applicable to
2 4 members of the national disaster medical system by this bill,
2 5 provides that members activated for military or federal
2 6 service are entitled to a leave of absence from governmental
2 7 employment for the period of military or federal service
2 8 without loss of status or efficiency rating, and without loss
2 9 of pay during the first 30 days of such leave of absence.

2 10 The bill may include a state mandate as defined in Code
2 11 section 25B.3. The bill makes inapplicable Code section
2 12 25B.2, subsection 3, which would relieve a political
2 13 subdivision from complying with a state mandate if funding for
2 14 the cost of the state mandate is not provided or specified.
2 15 Therefore, political subdivisions are required to comply with
2 16 any state mandate included in the bill.

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